

**BUCHANAN INGERSOLL & ROONEY PC**  
**620 Eighth Avenue, 23rd Floor**  
**New York, NY 10018-1669**  
**(212) 440-4400**  
**Elliot J. Blumenthal (EB 3834)**

**Attorneys For National City Bank**  
**as former Trustee of Defendant ELIZABETH WERNER TRUST, N.C.B**

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**

OLD LADDER LITIGATION CO., LLC, as  
Litigation Designee on behalf of the  
Liquidation Trust,

Plaintiff,

v.

INVESTCORP BANK B.S.C.; INVESTCORP  
S.A.; INVESTCORP INTERNATIONAL,  
INC.; INVIFIN, S.A.; INVESTCORP  
INVESTMENT EQUITY LIMITED;  
INVESTCORP HOLDINGS LIMITED;  
INVESTCORP WERNER HOLDINGS L.P.;  
STEPUP LIMITED (GENERAL PARTNER  
OF INVESTCORP WERNER HOLDINGS  
L.P.); OWNERSHIP HOLDINGS LIMITED;  
C.P. HOLDINGS LIMITED; SIPCO  
LIMITED; BALLET LIMITED; DENARY  
LIMITED; GLEAM LIMITED; HIGHLANDS  
LIMITED; NOBLE LIMITED; OUTRIGGER  
LIMITED; QUILL LIMITED; RADIAL  
LIMITED; SHORELINE LIMITED; ZINNIA  
LIMITED; CIP LIMITED; STEP  
INVESTMENTS LIMITED; WL HOLDINGS  
LIMITED; EQUITY WERA LIMITED;  
CLIMBING PRODUCTS LIMITED;  
LADDER EQUITY LIMITED; WERNER  
EQUITY LIMITED; WERNER  
INVESTMENTS LIMITED; WERNER IIP  
LIMITED; ANNISVILLE LIMITED,

Case No.: 08 CV 0876 (RMB)

**NOTICE OF APPEARANCE**

COOPERSTOWN LIMITED; FRISCO LIMITED; PLATEA LIMITED;

CRAIG R. WERNER FAMILY LIMITED PARTNERSHIP (CRAIG WERNER - GENERAL PARTNER); ROBERT I. WERNER - IRREV. TRUST DATED 8/30/94 (RONALD WERNER - ADMINISTRATIVE TRUSTEE); RICHMOND DRIVE ENTERPRISES, L.P. (RICHARD WERNER AND LOIS WERNER - GENERAL PARTNERS); MICHAEL E. WERNER REVOCABLE TRUST, U/A/D 1/2/96 (MICHAEL WERNER - TRUSTEE); BRUCE D. WERNER - TRUST (BRUCE WERNER - TRUSTEE); ELIZABETH W. ACKERMAN TRUST DTD 12/18/67 (JEFFREY R. ACKERMAN, SUCCESSOR. TRUSTEE); ERIC J. WERNER; ALLIGATOR PARTNERS, L.P. (HOWARD SOLOT AND JANET SOLOT - GENERAL PARTNERS); MICHAEL J. SOLOT; DONALD M. WERNER.; RONALD E. WERNER.; DENNIS G. FIEINER; THE HEINER FAMILY TRUST (DENNIS HEINER. AND MAR.GO HEINER. - TRUSTEES); MINDY WERNER. ALTER; ELISE W. FROST; FLORENCE J. WERNER. - IRREV. TRUST DATED 10/7/94 (RONALD WERNER, MARC WERNER AND MICHAEL WERNER-TRUSTEES); GAIL RAUCH BLACKMAN; BRUCE D. WERNER FAMILY LIMITED PARTNERSHIP (BRUCE WERNER - MANAGING GENERAL PARTNER); IRA AND ELISE FROST FAMILY LIMITED PARTNERSHIP (ELISE FROST - GENERAL MANAGING PARTNER); RONI S. ROSATI; NOEL BERKRAUCH; GERALD R. WHIPMAN; HOWARD L. SOLOT; ISABELLE N. WERNER; SOPHIA K. WERNER; AGNES BONTE FRANCOIS; WERNER-ALTER, LLC (MINDY WERNER. ALTER - .MANAGER); JANET F. SOLOT; BEVERLY WERNER. NEEDHAM; MARSHA BETH KARP; EDWARD A. POLLACK.; EDWARD

POLLACK, POA MLW; ROBERT I. WERNER; LAURA WERNER; LAURA W. WERNER REVOCABLE TRUST, U/A/D 1/2/96 (LAURA WERNER - TRUSTEE); RANKELL FAMILY TRUST (STEVEN RANKELL - TRUSTEE); STEVEN RANKELL; MARC L. WERNER; RICHMOND J. ROSATI; RYAN GREGORY ROSATI; ROSS DANIEL ROSATI; RAUCH TRUST (ALEENA SHAPIRO - TRUSTEE); PETER R. O'COIN; ELISSA SCHWARTZ; SUZANNE SCHWARTZ; JONATHAN C. WERNER GIFT TRUST U/A/D/ 11/1/96 (JEFFREY WEISMAN - TRUSTEE); STEPHANIE N. WERNER GIFT TRUST U/A/D 11/1/96 (JEFFREY WEISMAN - TRUSTEE); VINCENT J. GARCELL LIVING TRUST (VINCENT J. GARCELL & KAREN R. GARCELL, TRUSTEES); BARBARA L. WERNER; ASHLEY ELIZABETH WERNER; JEFFREY ADDISON WERNER.; WERNER GC TRUST FOR ERIN (BEVERLY WERNER NEEDHAM TRUSTEE); ERIN JOY RYAN; WERNER GC TRUST FOR SHANNON (BEVERLY WERNER. NEEDHAM - TRUSTEE); SHANNON ROSE RYAN; MICHAEL E. WERNER; ALLISON TYLER KARP; FLORENCE J. WERNER.; MARGOT A. WERNER GIFT TRUST U/A/D 11/1/96 (LAURA WERNER - TRUSTEE); STEWART CHARITABLE REMAINDER UNITRUST (GARY STEWART - TRUSTEE); STEWART CHARITABLE REMAINDER UNITRUST (ILENE STEWART - TRUSTEE); ROBERT A. ROSATI; JEFFREY R. ACKERMAN; LEE L. BASILOTTA; MICHEL, FRANCOIS; ELLEN BERK-RAUCH; MELANIE R. WERNER.; HEATHER. BLACKMAN; KAREN LYNN MOSESKA.; BARBARA L. WERNER.; ELI BERK-RAUCH; HANNA BERK- RAUCH; CLAIRE FRANCOIS; JAMES ANDRE FRANCOIS; TAMMY H. WERNER; DONALD E. ACHENBACH; DAVID A. CARDILLO; MELISSA S. KARP;

J. DAVID GOLDBLATT; JUNE GOLDBLATT; CLAUDE J. FRANCOIS; PHILLIP F. TIDY; GARY L. STEWART; RICHARD D. BONTE; VERA BONTE; MARLANE T. KRANE; DEBRA A. ROTHMAN; MARGARET E. BONTE; ANNE L. WERNER. RESIDUARY TRUST (TIMOTHY F. BURKE - TRUSTEE); GARCELL 1997 UNITRUST DTD 12/19/1997; MAURICE WEINER; ANNE L. WERNER RESIDUARY TRUST - EX (TIMOTHY F. BURKE - TRUSTEE); NOVAK, PARTNERSHIP, AKA A CALIFORNIA LIMITED PARTNERSHIP (ALYCE NOVAK. - TRUSTEE); ALYCE NOVA.K.; JOSHUA J. ROTHMAN; KEVIN MATTHEW R.OTHMAN; PAULA J. GRIFFITH; HENRY W. DOWLER; VINCENT A. GENIS; MATTHEW W. WEISS; STEVEN R. BENTSON; WILLIAM J. RIPPIN; DAVID C. MCGOWAN; BRAD J. GELLIS; MICHAEL E. TRZYNKA; LARR.Y V. FRIEND; EDWARD W. GERICKE; JOHN J. FIUMEFREDDO; MICHAEL D. BROOKS; JORDANA ROTHMAN; LINDA C. JOUBERT; ERIC MASON; JASON S. KRANE; BRUCE FISHER; WILLIAM C. HAZLETT; NEAL R. MARTIN; DENNIS J. JOHNSON; JEREMY M. KAPLAN; RACHAEL A. KAPLAN; BETH KATZ; SUSAN MORROW; DAVID M. CONN; MARC L. WERNER. - IRREVOCABLE TRUST 1 (RICHARD WERNER AND DONNA S. 'WERNER.. - TRUSTEES); THE ESTATE OF MAX .HANFLING (EDWARD A. POLLACK. - EXECUTOR); HERMAN H. LISS; KARRAH KAPLAN; DEBORAH ANN KAPLAN TRUST U/D 1.4 JANUARY 1998 (JEREMY M. KAPLAN - TRUSTEE); JUDITH LILY KAPLAN TRUST U/D 14 JANUARY 1998 (JEREMY M. KAPLAN - TRUSTEE); JULIA E. KAPLAN; NEIL D. KAPLAN; ROBERT H. PINNEY; JESSICA Z. JOUBERT; MICHAEL D. WISE; SARA P. GRAHAM; CARLY KRANE; RICHARD M. KELLY; SHIRLEY W. RAUCH TRUST

(SHIRLEY RAUCH, STANLEY RAUCH,  
AND MARLANE KRONE - TRUSTEES);  
FRANCESCA GIANOGGIO BONTE;  
ALESSANDRA BONTE; KELLY SINON;;  
SUZANNE ROSEN; DEBORAH KAPLAN;  
JUDITH KAPLAN;

VINCENT J. GARCELL; SYLVIA S.  
KAPLAN; BETH MORROW; ILENE  
STEWART; STANLEY S. RAUCH TRUST;  
BRUCE D. WERNER; CRAIG R. WERNER  
TRUST; ELIZABETH WERNER TRUST,  
N.C.B.; LOIS S. WERNER REVOCABLE  
TRUST; RICHARD L. WERNER  
REVOCABLE TRUST; DOROTHY M.  
WHIPMAN; CRAIG WERNER;  
DANA SNYDER; JAMES BAKER; PETER,  
NOLAN; CHRISTOPHER. STADLER;  
THOMAS SULLIVAN; MICHAEL WONG;  
JAMES HARDYMON; JAMES EGAN;  
CHARLES MARQUIS; MAMOUN ASKARI;  
STEPHEN TEMIPINI;  
STEVEN RICHMAN; DONALD RESNICK;  
TIMOTHY LEWIS; CHRISTOPHER  
FILARDI; JOHN REMMERS; KEVIN  
WALZ; JOHN J. DYLIK; WENDY A.  
MEIKLE; LISA A. PRESSLER; DOUGLAS  
BATES; GEORGE KOERNER; JOHN  
THIGPEN

LEONARD GREEN & PARTNERS, L.P.;  
LGP MANAGEMENT INC.; GREEN  
EQUITY INVESTORS III, L.P.;  
WERNER, CO-INVESTMENT LLC;  
MURRAY DEVINE & CO., INC.;  
LOUGHLIN MEGHJI & CO., INC.; AND  
DOES 1 THROUGH 300, INCLUSIVE

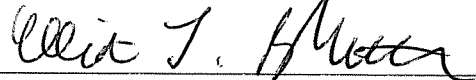
Defendants.

PLEASE TAKE NOTICE that the undersigned hereby appears as counsel for National City Bank, former Trustee of Defendant ELIZABETH WERNER TRUST, N.C.B., in the within action and demands that all pleadings and documents be served upon the undersigned at the

office and post office address stated below, and all electronically filed documents be transmitted by email to the address below.

Dated: New York, New York  
April 8, 2008

BUCHANAN INGERSOLL & ROONEY PC

By: 

ELLIOT J. BLUMENTHAL (EB 3834)  
620 Eighth Avenue, 23rd Floor  
New York, NY 10018-1669  
Tel. (212) 440-4400  
Fax: (212) 440-4401  
elliott.blumenthal@bipc.com

SAMUEL W. BRAVER (SB 2497)  
301 Grant Street, 20<sup>th</sup> Floor  
Pittsburgh, PA 15219  
Tel. (412) 562-8939  
samuel.braver@bipc.com